

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

MILAGROS IMPORTS LIMITED, a
New York corporation,

Plaintiff,

v.

PROGRESS VANTAGE LIMITED,
a foreign corporation,

Defendant.

**NOTICE OF MOTION
FOR SUMMARY JUDGMENT**

07-CV-3215 (SHS)

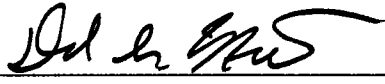
PLEASE TAKE NOTICE that upon the Declarations of Irene-Luisa Torres and Vanessa Soriano Power, dated March 17, 2008, with accompanying exhibits, and Memorandum of Law, Plaintiff Milagros Imports Limited (“Plaintiff”), shall move this Court, before the Honorable Sidney H. Stein, United States District Judge, at the United States Courthouse, 500 Pearl Street, New York, New York, for: (i) summary judgment, pursuant to Rule 56 of the Federal Rules of Civil Procedure; and (ii) an order declaring Milagros the owner of the “BETTA” mark in the United States; and (iii) such other and further relief as this Court deems just and proper.

PLEASE TAKE FURTHER NOTICE that pursuant to this Court’s Scheduling Order and Local Rule 6.1(b), any opposing affidavits and answering memoranda shall be served within ten business days after service of the moving papers, and any reply affidavits and memoranda of law shall be served within five business days after service of the answering papers.

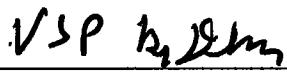
Dated: New York, New York
March 17, 2008

Respectfully submitted,

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